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Attorneys for State Defendants

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

CASCADIA WILDLANDS, THE CENTER  
FOR BIOLOGICAL DIVERSITY, and  
AUDUBON SOCIETY OF PORTLAND,

Plaintiffs,

v.

JOHN KITZHABER, in his official capacity  
as Governor of Oregon and Chair of the State  
Land Board; TED WHEELER and KATE  
BROWN, in their official capacity as members  
of the State Land Board; DOUG DECKER, in  
his official capacity as Oregon State Forester  
with the Oregon Department of Forestry;  
LOUISE SOLLIDAY, in her official capacity  
as Director of the Department of State Lands;  
JOHN BLACKWELL, in his official capacity  
as Chair of the Oregon Board of Forestry;  
SYBIL ACKERMAN, CINDY DEACON  
WILLIAMS, NILS CHRISTOFFERSEN,  
TOM INSKO, GARY SPRINGER, and  
STEVE WILSON, in their official capacity as  
Board Members of the Oregon Board of  
Forestry; TOM SAVAGE, in his official  
capacity as District Forester for the Astoria

Case No. 3:12-cv-00961-AA

STATE DEFENDANTS' MOTION TO  
DISMISS

*ORAL ARGUMENT REQUESTED*

District; JIM YOUNG, in his official capacity as District Forester for the Coos District; ANDY WHITE, in his official capacity as the District Forester for the Forest Grove District; and DAN GOODY, in his official capacity as the District Forester for the Tillamook District,

Defendants.

*L.R. 7-1 Certification*

Counsel for State defendants have conferred with counsel for plaintiffs by telephone about the subject of this motion. The issues presented could not be resolved without the assistance of the Court.

**MOTION**

Pursuant to Fed. R. Civ. P. 12(b)(6), defendants Governor John Kitzhaber, State Treasurer Ted Wheeler, Secretary of State Kate Brown, Doug Decker, Louise Solliday, John Blackwell, Sybil Ackerman, Cindy Deacon Williams, Nils Christoffersen, Tom Insko, Gary Springer, Steve Wilson, Tom Savage, Jim Young, Andy White, and Dan Goody ("State defendants") move for an order dismissing portions of the plaintiffs' claim for relief, as detailed in the accompanying Memorandum in Support.

DATED August 7, 2012.

Respectfully submitted,

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Attorney General

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